

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA**

UNITED STATES OF AMERICA	)	Case No. 1:21-cr-00105
	)	
v.	)	District Judge Travis R. McDonough
	)	
WILMER SHERRARD	)	Magistrate Judge Christopher H. Steger

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**ORDER**

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U.S. Magistrate Judge Christopher H. Steger filed a report and recommendation (Doc. 399) recommending that the Court: (1) grant Defendant's motion to withdraw his not guilty plea to Count One (lesser included offense) of the sixteen count First Superseding Indictment; (2) accept Defendant's guilty plea to Count One (lesser included offense) of the sixteen count First Superseding Indictment; (3) adjudicate Defendant guilty of conspiracy to distribute 5 grams or more of methamphetamine (actual) in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(C), and 846; and (4) order that Defendant remain in custody pending sentencing or further order of this Court.

After reviewing the record, the Court agrees with Magistrate Judge Steger's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation (Doc. 399) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

1. Defendant's motion to withdraw his not guilty plea to Count One (lesser included offense) of the sixteen count First Superseding Indictment is **GRANTED**;
2. Defendant's plea of guilty to Count One (lesser included offense) of the sixteen count First Superseding Indictment is **ACCEPTED**;

3. Defendant is hereby **ADJUDGED** guilty of conspiracy to distribute 5 grams or more of methamphetamine (actual) in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(C), and 846; and
4. Defendant **SHALL REMAIN** in custody until further order of this Court or sentencing in this matter which is scheduled to take place on **March 1, 2024, at 9:00 a.m.**

**SO ORDERED.**

/s/ *Travis R. McDonough*  
TRAVIS R. MCDONOUGH  
UNITED STATES DISTRICT JUDGE